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Docket Number (Optional) PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) FY 2009 61612(71699) (Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).) Application Number 10/565,262-Conf. #9788 Filed April 2, 2008 SYSTEM AND METHOD FOR TREATING NAUSEA AND VOMITING BY VAGUS NERVE STIMULATION Art Unit 3766 Examiner K. Schaetzle This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application. The requested extension and fee are as follows (check time period desired and enter the appropriate fee below): Small Entity Fee Fee One month (37 CFR 1.17(a)(1)) \$130 \$65 Two months (37 CFR 1.17(a)(2)) \$490 \$245 Three months (37 CFR 1.17(a)(3)) \$1110 \$555 Four months (37 CFR 1.17(a)(4)) \$1730 \$865 Five months (37 CFR 1.17(a)(5)) \$2350 \$1175 Applicant claims small entity status. See 37 CFR 1.27. A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. Х The Director has already been authorized to charge fees in this application to a Deposit Account. Х The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 04-1105 WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. I am the applicant/inventor. assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96). Х attorney or agent of record. Registration Number 61,294 attorney or agent under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34 /Andrew W. Shyjan, Ph.D., Esq./ January 14, 2011 Signature Date Andrew W. Shyjan, Ph.D., Esq. (617) 517-5595 Typed or printed name Telephone Number NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more Total of forms are submitted.

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